



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	SB0351	Title:	Regulate subdivision of contaminated property
Primary Sponsor:	Perry, Gary L	Status:	Select status

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL ANALYSIS

Description of Fiscal Impact:

This bill has no fiscal impact to the state. SB 351 requires the Department of Environmental Quality (DEQ) to maintain lists of various sites with contamination, which it already does in its normal course of business. In addition, the DEQ will consult with applicants about known contamination and appropriate mitigation measures to address the hazard.

Assumptions:

Department of Environmental Quality (DEQ)

1. DEQ's subdivision review process will need to incorporate review of submitted information and the contaminated site list(s) during the review of submitted applications. This will be incorporated into the existing review process with no significant impact to workload.
2. The DEQ will need to prepare rules pertaining to the submittal of contaminated site information in the subdivision review submittals to the department for the department's approval conditions for use of contaminated sites. This rulemaking will be incorporated into existing rulemaking efforts.
3. Publicly available lists of contaminated sites will be maintained as a part of existing efforts.

4. The DEQ will consult with applicants about whether the hazards can be appropriately addressed through mitigating measures. This may require coordination with other DEQ programs and or other agencies but this effort is already completed for many sites and no significant increase in workload is anticipated.

Technical Notes:

1. Counties would be required to revise subdivision regulations to incorporate the proposed requirements. It is impossible to quantify the impact to each county. A technical concern is that the bill requires county subdivision regulations to provide for approved construction techniques to mitigate hazards from certain sites. A county has no authority to enforce such requirements unless it has adopted the Uniform Building Code.

Sponsor's Initials

Date

Budget Director's Initials

Date